## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA NORTHERN DIVISION

FRANCES TRAYWICK,	)
Plaintiff,	)
VS.	) CIVIL ACTION NO. 08-00327-KD-B
DOV FIKES at al	)
ROY FIKES, et al.,	) )
Defendants.	)

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is **ADOPTED** as the opinion of this Court. Accordingly, Defendant Roy Fikes' motion to dismiss Plaintiff's state-law assault-and-battery claim (Doc. 41) is **GRANTED**.

**ORDER** 

 $DONE \ \text{this the } 17^{th} \ \text{day of } August, \ 2010.$ 

s/ Kristi K. DuBose KRISTI K. DuBOSE UNITED STATES DISTRICT JUDGE